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Iryna Drapchak • 114, Mazepa Str. • 76018 Ivano Frankivsk

CLERK
U.S. BANKRUPTCY COURT
DISTRICT OF DELAWARE
03 June 2024

Office of the Clerk of the United States
Bankruptcy Court for the District of Delaware

824 N. Market Street
Wilmington, Delaware 19801
United States of America

Name of Court:	U.S. Bankruptcy Court Delaware
Name of Debtor:	Tricida, Inc.
Number of pages:	3
Claimant:	Iryna Drapchak
Case Number:	23-10024 (JTD)
Response to Objection:	Third Omnibus Objection

subject: Response to Third Omnibus Objection Debtor Tricida Inc ClaimNo 196 Iryna
Drapchak .docx

attachment: Attachment A

To the

UNITED STATES COURT BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

Concerning

A. case and debtor

Case No. 23-10024 (JTD), Debtor Tricida Inc.

in **response** to the

**LIQUIDATING TRUSTEE'S THIRD OMNIBUS OBJECTION TO (I) INSUFFICIENT
DOCUMENTATION CLAIMS, (II) AMENDED AND SUPERSEDED CLAIMS, (III) EQUITY
CLAIMS, AND (IV) LATE FILED CLAIMS (NON-SUBSTANTIVE)**

regarding the claim of

B. claim and claimant

Iryna Drapchak, Claim No.: 196

on

unsettled payments for research services provided



231002424062500000000002

with the value of

8,144.00 USD,

in words in words

Eight thousand one hundred and forty-four US Dollars

as presented with

C. factual basis

Official Form 410 "Proof of Claim"

and it's attachments

Invoice # 14 for Project TRCA-303 dated 01/02/2023

according to the

Payment Information on budgeted services provided and confirmed by Worldwide Clinical Trials Limited (Claimant Number 147)

D. additional documentation and reasoning

The Liquidation Trustee objects the claim No. 196 with the reasoning "IV Late Filed Claims". As seeable from attached e-mail conversation with **Worldwide Clinical Trials Limited** (Attachment A), I was informed on May 17th 2023, that **Tricida Inc.**, the sponsor of the research project filed for Chapter 11 Bankruptcy.

At that point **Worldwide Clinical Trials Limited** was not allowed to make "payments from deposits or on behalf of **Tricida Inc.**", because of the ordered "automatic stay".

As to my information **Worldwide Clinical Trials Limited** was working with **this court** and the **legal counsel of Tricida Inc.**, to receive a relief from the automatic stay, to be able to process the outstanding payments.

On August 24th 2023 I was informed by **Worldwide Clinical Trials Limited**, that they still can't release the payments because of the missing grant of stay relief of **this court**, as well as the **liquidating trustee** doesn't **provide authority** to release the payments. Furthermore **Worldwide Clinical Trials Limited** informed, that they still hold those funds in question. Additionally I opted for **WCT Ltd.** continuing their work on the funds with the **liquidating trustee**.

On November 6th 2023, I was finally informed by **WTC Ltd.** that they received legal instruction by **this court** to return the **Investigator Grant Funds** provided by **Tricida Inc.**. At the same time **WCT Limited** asked to contact **this court** and attorneys of **Tricida Inc.**, regarding the funds owed by **Tricida Inc.**

I kindly ask the court to take in consideration on the decision on objecting my claim for the reason of filing late following facts:

- a. **Worldwide Clinical Trials Ltd.** did hold the funds necessary to pay the contracted services already before the filing of the bankruptcy and did file their claim prior to bar date, as well as opened negotiations also on my behalf on that funds in question.
- b. At least till November 06th 2023 my claim was or should have been part of the claim of **Worldwide Clinical Trials Ltd.**
- c. On the bar date (3/8/2023) I was not even informed or otherwise aware that the sponsor of the Trials had filed for bankruptcy and that the funds hold by **Worldwide Clinical Trials Ltd.** in order to pay the services rendered in the project TRCA-303 are subject to a court stay order. So from my point of view the bar date was set, assumable by wrong information by the debtor to the court, much too short for the complexity of the financial constructions set up.
- d. I ask to also take in consideration, that Ukraine at that point already was at full scale war with the enemy targeting especially civil and critical infrastructure causing, among other difficulties, regular power outages and telecommunication services breakdowns, which make receiving and reacting to physical as well as electronical mail or phone calls more than difficult.

E. claimant contact

Iryna Drapchak
114, Mazepa Str.
Ivano-Frankivsk 76018
UKRAINE

Mobile: +49 176 55941055

dr.iryndrapchak@gmail.com

With best regards

Iryna Drapchak



Iryna Drapchak <dr.iry nadrapchak@gmail.com>

TRCA-303_Not Processed Payments

1 повідомлення

Payments <payments@worldwide.com>

6 листопада 2023 р. о 21:25

Кому: Iryna Drapchak <dr.iry nadrapchak@gmail.com>, "dr.ntymochko@gmail.com" <dr.ntymochko@gmail.com>, "muxalivna@gmail.com" <muxalivna@gmail.com>, "vakaluk@gmail.com" <vakaluk@gmail.com>, Володимира Совтус <visovtus@gmail.com>

Dear Investigators,

„Please accept this email as notice that Worldwide Clinical Trials received legal instruction by the Bankruptcy Court to turn over the Investigator Grant funds provided by Tricida. Worldwide must comply with Court mandates and therefore cannot legally distribute these funds after Tricida filed for bankruptcy protection.

As we prepare to return the funds to the Court, we remind you to reach out to the Court directly or reach out to the attorneys for Tricida regarding any funds you are owed. We have provided such contact information here via the special website for the bankruptcy case: <http://www.kccllc.net/Tricida> “

Thanks,

This email contains confidential information which may also be legally privileged and subject to protection under the law. It is intended only for the use of the individual or entity named above. If the reader of this email is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby on notice that you are in possession of confidential and privileged information. Any dissemination, distribution or copying of this email is strictly prohibited. If you have received this email in error, please return it by email to the sender and delete the copy from your system.

From: Payments

Sent: Thursday, August 24, 2023 11:20 PM

To: Iryna Drapchak <dr.iry nadrapchak@gmail.com>; 'dr.ntymochko@gmail.com' <dr.ntymochko@gmail.com>; 'Оксана Притуляк' <muxalivna@gmail.com>; Ігор Вакалюк <vakaluk@gmail.com>; Володимира Совтус <visovtus@gmail.com>

Subject: TRCA-303_Not Processed Payments

We are told by our attorneys that the automatic stay of Tricida's bankruptcy case prevents Worldwide Clinical Trials (WCT) from releasing payment that is owed by the Tricida debtor to you. In the absence of the bankruptcy court granting stay relief or the liquidating trustee providing authority to release payment, WCT continues to hold the site's funds and cannot release them to you.

WCT has suggested in previous communications that if your site needs payment released, you should make arrangements with the debtor's counsel or the liquidating trustee to modify the bankruptcy stay, to the extent you deem appropriate and necessary. Contact information for counsel to the debtor and the liquidating trustee is below.

WCT cannot hold this money for much longer. In the event you choose not to contact the debtor or liquidating trustee, WCT will contact the liquidating trustee regarding the funds. Please let us know your preference on how to proceed.

In addition I would send below screenshot and attach the blank claim form:

You should file a Proof of Claim form for any pre-petition amounts owed to you. To file a claim please visit <http://www.kccllc.net/Tricida>. To submit a claim electronically, from the homepage select the tab, **Submit Electronic Proof of Claim (ePOC)**.

Please see the screenshots below:

Important Dates, Deadlines & Documents

Sign Up for Calendar Updates			Show All Dates
Omnibus Hearing	Scheduling Order	September 27, 2023 (11:00 a.m. ET)	Save to Calendar
Administrative Claims Bar Date	Effective Date Notice	July 12, 2023 (4:00 p.m. ET)	Save to Calendar
Governmental Bar Date	Bar Date Notice Bar Date Order	July 10, 2023 (4:00 p.m. ET)	Save to Calendar

Sign In

Welcome to the KCC ePOC electronic claim filing system.

[Claim Filing Requirements and Materials](#)

ID / Email Address

PIN

I'm not a robot

reCAPTCHA
Privacy • Terms

Sign In

Request a PIN to file a claim
Retrieve a PIN for a previous claim

In case you prefer to mail use the attached **Claim Form** tab.

Once the form is complete, print it and send it along with any supporting documentation to the address below:

Tricida, Inc. Claims Processing Center
c/o KCC
222 N Pacific Coast Highway, Suite 300
El Segundo, CA 90245

If you have questions please call + 1 866-476-0898."

Thanks,

From: Payments
Sent: Wednesday, May 17, 2023 10:54 AM
To: Irina Doudar <irina_d@ukr.net>
Subject: TRCA-303_Not Processed Payments

"We are writing to inform you that the sponsor, Tricida, running the Clinical Study Protocol: TRCA-303 has filed for Chapter 11 Bankruptcy on January 11, 2023.

At this time all "debts" incurred prior to the filing for bankruptcy are on hold and cannot be paid. This includes amounts owed to Worldwide for services performed as well as amounts owed to investigative sites for services performed. Worldwide is working with the court and on advice from legal counsel in order to follow all proper procedures. The bankruptcy is in the preliminary stages, but we are doing all that we can on our end to ensure that sites are reimbursed for services performed.

Worldwide Clinical Trials additionally consulted the legal counsel regarding this issue. Their recommendation to request the bankruptcy court to grant relief from the automatic stay (after consulting with your lawyer of course).

The automatic stay prohibits any entity, including Worldwide, from making payments from deposits or on behalf of Tricida during the bankruptcy proceeding. The court, in its discretion, can grant relief from the automatic stay in certain instances.

If the site requests that the court grant relief from the automatic stay, and the court grants the relief, we will be able to make payments according to the instructions provided by the court.

The case is with the US Bankruptcy Court for the District of Delaware.

You can find the information and related filings at the following location: <http://www.kcclic.net/Tricida>

Kindly ask please inform us when you receive the feedback from the court so we are able to proceed with this pending payment.

We absolutely appreciate all of your efforts and hard work supporting the trial.

Please let us know what questions you have as we are happy to support you as best as we can."

Thanks

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Iryna Drapchak • 114, Mazepa Str. • 76018 Ivano Frankivsk

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Bankruptcy Court for the District of Delaware

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